S.B. CRIMINAL MISC. BAIL APPLICATION NO.2017/2006
(Bheru Lal Vs. State)

Date of order : 22.5.2006

HON'BLE MR. JUSTICE GOPAL KRISHAN VYAS

Ms. Teena Arora, for the applicant.
Mr. Ashok Upadhyay, Public Prosecutor.

I have heard learned counsel for the applicant as well as learned Public Prosecutor for the State and carefully gone through the impugned order. I have also perused the challan papers.

It is contended by the learned counsel for the applicant that applicant was driver and as per the statement of the owner of the vehicle, he was only driver of the said van. Further, it is contended that there is no specific allegation against the applicant for participating in the alleged offence. The main allegation is against other accused namely Satyanarain, Jagdish and Udai Lal.

Taking into consideration the facts and circumstances of the case and without expressing any opinion, I think it just and proper to enlarge the accused-applicant on bail.

Accordingly, the application filed under Section 439 Cr.P.C. is allowed and it is directed that the applicant Bheru Lal S/o Ganesh Lal shall be

released on bail (in FIR No.9/2006, P.S. Kotadi, District Bhilwara) provided he executes a personal bond in the sum of Rs.20,000/- and furnishes two sound and solvent sureties in the sum of Rs.10,000/- each to the satisfaction of the learned trial court for his appearance before that Court on each and every date of hearing and whenever called upon to do so, till the completion of trial.

(GOPAL KRISHAN VYAS), J.

arun